

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

Tony B. Gaskins,

Plaintiff,

v.

Dr. Carl Singletary, et al.,

Defendants.

FILED
CLERKS OFFICE

Civil Act 2006 OCT 21 A 2:35
No. 05-10858-GAO

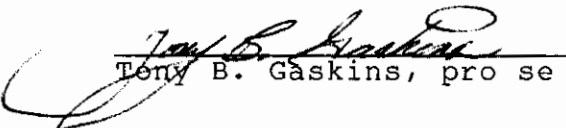
U.S. DISTRICT COURT
DISTRICT OF MASS.

PLAINTIFF'S MOTION FOR LEAVE TO APPEAL TO THE
FIRST CIRCUIT COURT OF APPEALS IN FORMA PAUPERIS

The Plaintiff, Tony G. Gaskins, seeks leave of court to appeal to the First Circuit Court of Appeals in Forma Pauperis the Report and Recommendation of U.S.M.J. Bowler on July 31, 2006.

Respectfully Submitted,

Dated: 10/13/06


Tony B. Gaskins, pro se


CERTIFICATE OF SERVICE

I, Tony B. Gaskins, certify that I caused a true copy to be served on:

James A. Bello, Esq.
Morrison Mahoney, LLP
250 Summer Street
Boston, Ma. 02210

Jody T. Adams, Esq.
Department of Correction
Legal Division
70 Franklin Street, Suite 600
Boston, Ma. 02110-1300

Dated: 10/13/06


Tony B. Gaskins, pro se

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF CORRECTION**

Inmate Transaction Report

Date : 20060920 09:49

Commit# : W52145
Name : GASKINS, TONY,
Inst : MCI CEDAR JUNCTION
Block : DEPARTMENT DISCIPLINARY UNIT
Cell/Bed : 186 /A

MCI CEDAR JUNCTION

Page : 1

Statement From 20060101

To 20060920

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
Total Transaction before this Period :						\$23,153.39	\$23,141.10	\$0.00	\$0.00
20060104 12:15	IC - Transfer from Inmate to Club A/c	5896754		CJ	~POSTAGE (LESLIE WALKER)-POSTAGE - Z11~POSTAGE - Z11	\$0.00	\$3.95	\$0.00	\$0.00
20060109 22:30	CN - Canteen	5926177		CJ	~Canteen Date : 20060109	\$0.00	\$3.90	\$0.00	\$0.00
20060113 15:22	IC - Transfer from Inmate to Club A/c	5956178		CJ	~POSTAGE (APPEALS COURT)-POSTAGE - Z11~POSTAGE - Z11	\$0.00	\$1.35	\$0.00	\$0.00
20060113 15:26	IC - Transfer from Inmate to Club A/c	5956180		CJ	~POSTAGE (DARYL GLAZER)-POSTAGE - Z11~POSTAGE - Z11	\$0.00	\$1.35	\$0.00	\$0.00
20060117 09:13	ML - Mail	5961474		CJ	~CANNOT READ NAME	\$25.00	\$0.00	\$0.00	\$0.00
20060117 09:13	MA - Maintenance and Administration	5961476		CJ	~Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20060117 09:32	IC - Transfer from Inmate to Club A/c	5961981		CJ	~20% OF \$25 INCOME REC'D 1/17/06 - CFF # 05-10858~FILING FEE HOLDING ACCOUNT - Z177~FILING FEE HOLDING ACCOUNT - Z177	\$0.00	\$5.00	\$0.00	\$0.00
20060119 16:40	IS - Interest	5987540		CJ		\$0.04	\$0.00	\$0.00	\$0.00
20060120 08:27	ML - Mail	6002340		CJ	~K. GASKINS	\$25.00	\$0.00	\$0.00	\$0.00
20060120 08:55	IC - Transfer from Inmate to Club A/c	6002508		CJ	~20% OF \$25 INCOME REC'D 1/20/06 - CFF # 05-10858~FILING FEE HOLDING ACCOUNT - Z177~FILING FEE HOLDING ACCOUNT - Z177	\$0.00	\$5.00	\$0.00	\$0.00
20060123 22:30	CN - Canteen	6009372		CJ	~Canteen Date : 20060123	\$0.00	\$0.40	\$0.00	\$0.00
20060130 22:30	CN - Canteen	6042607		CJ	~Canteen Date : 20060130	\$0.00	\$0.40	\$0.00	\$0.00
20060206 22:30	CN - Canteen	6081774		CJ	~Canteen Date : 20060206	\$0.00	\$0.40	\$0.00	\$0.00
20060210 08:44	ML - Mail	6111873	0846161648 4/M.O.	CJ	~CANNOT READ NAME	\$350.00	\$0.00	\$0.00	\$0.00
20060210 08:44	MA - Maintenance and Administration	6111876		CJ	~Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20060213 22:30	CN - Canteen	6120232		CJ	~Canteen Date : 20060213	\$0.00	\$0.40	\$0.00	\$0.00
20060216 16:54	IS - Interest	6148929		CJ		\$0.11	\$0.00	\$0.00	\$0.00
20060221 11:28	IC - Transfer from Inmate to Club A/c	6174088		CJ	~20% OF \$350.00 INCOME RECEIVED 2/10/06 - CFF #05-10858~FILING FEE HOLDING ACCOUNT - Z177~FILING FEE HOLDING ACCOUNT - Z177	\$0.00	\$70.00	\$0.00	\$0.00
20060222 08:46	EX - External Disbursement	6174919	37477	CJ	~CENTURY BANK	\$0.00	\$200.00	\$0.00	\$0.00
20060301 12:01	IC - Transfer from Inmate to Club A/c	6214787		CJ	~POSTAGE (LEGAL CA 05-02520)-POSTAGE - Z11~POSTAGE - Z11	\$0.00	\$4.20	\$0.00	\$0.00
20060301 12:01	IC - Transfer from Inmate to Club A/c	6214792		CJ	~POSTAGE (LEGAL CA 05-02520)-POSTAGE - Z11~POSTAGE - Z11	\$0.00	\$4.20	\$0.00	\$0.00
20060301 12:02	IC - Transfer from Inmate to Club A/c	6214803		CJ	~POSTAGE (3 LEGAL ENV.)-POSTAGE - Z11~POSTAGE - Z11	\$0.00	\$1.17	\$0.00	\$0.00
20060301 16:55	IS - Interest	6220025		CJ		\$1.02	\$0.00	\$0.00	\$0.00
20060301 22:30	CN - Canteen	6233224		CJ	~Canteen Date : 20060301	\$0.00	\$0.40	\$0.00	\$0.00

COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF CORRECTION
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Date : 20060920 09:49

Commit# : W52145

MCI CEDAR JUNCTION

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Name : GASKINS, TONY, .

Statement From 20060101

Inst : MCI CEDAR JUNCTION

To 20060920

Block : DEPARTMENT DISCIPLINARY UNIT

Cell/Bed : 186 /A

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Personal		Savings	
						Income	Expense	Income	Expense
20060303 14:50	EX - External Disbursement	6251516	37680	CJ	-DEPOSIT-TD BANKNORTH	\$0.00	\$75.00	\$0.00	\$0.00
20060303 14:50	MA - Maintenance and Administration	6251518		CJ	-Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20060321 10:54	IC - Transfer from Inmate to Club A/c	6337432		CJ	-POSTAGE (LEGAL MAIL)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.87	\$0.00	\$0.00
20060321 11:00	IC - Transfer from Inmate to Club A/c	6337513		CJ	-POSTAGE (U.S. DISTRICT COURT)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.63	\$0.00	\$0.00
20060321 11:01	IC - Transfer from Inmate to Club A/c	6337516		CJ	-POSTAGE (DAVID RENTSCH, ESQ)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.63	\$0.00	\$0.00
20060321 11:01	IC - Transfer from Inmate to Club A/c	6337519		CJ	-POSTAGE (LEGAL MAIL)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.63	\$0.00	\$0.00
20060321 11:01	IC - Transfer from Inmate to Club A/c	6337522		CJ	-POSTAGE (JOHN BARTER, ESQ)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.39	\$0.00	\$0.00
20060327 11:56	IC - Transfer from Inmate to Club A/c	6365373		CJ	-POSTAGE (LEGAL MAIL TO DERICK TYLER)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.39	\$0.00	\$0.00
20060327 11:56	IC - Transfer from Inmate to Club A/c	6365377		CJ	-POSTAGE (LEGAL MAIL TO MACARTHUR DENSON)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.39	\$0.00	\$0.00
20060327 11:57	IC - Transfer from Inmate to Club A/c	6365378		CJ	-POSTAGE (2 ENV)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.78	\$0.00	\$0.00
20060404 14:09	IC - Transfer from Inmate to Club A/c	6407488		CJ	-POSTAGE (LEGAL)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.39	\$0.00	\$0.00
20060406 16:49	IS - Interest	6434161		CJ		\$0.20	\$0.00	\$0.00	\$0.00
20060410 22:30	CN - Canteen	6460667		CJ	-Canteen Date : 20060410	\$0.00	\$3.90	\$0.00	\$0.00
20060424 22:30	CN - Canteen	6529278		CJ	-Canteen Date : 20060424	\$0.00	\$3.90	\$0.00	\$0.00
20060425 11:35	IC - Transfer from Inmate to Club A/c	6532329		CJ	-POSTAGE (SUFF.SUP.CRT)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.39	\$0.00	\$0.00
20060425 11:35	IC - Transfer from Inmate to Club A/c	6532331		CJ	-POSTAGE (LEGAL MAIL)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.39	\$0.00	\$0.00
20060425 11:36	IC - Transfer from Inmate to Club A/c	6532332		CJ	-POSTAGE (LEGAL MAIL)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.39	\$0.00	\$0.00
20060425 11:36	IC - Transfer from Inmate to Club A/c	6532334		CJ	-POSTAGE (LEGAL MAIL)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.39	\$0.00	\$0.00
20060425 11:36	IC - Transfer from Inmate to Club A/c	6532335		CJ	-POSTAGE (LEGAL MAIL)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.39	\$0.00	\$0.00
20060504 16:50	IS - Interest	6594856		CJ		\$0.14	\$0.00	\$0.00	\$0.00
20060515 22:30	CN - Canteen	6657575		CJ	-Canteen Date : 20060515	\$0.00	\$3.90	\$0.00	\$0.00
20060518 11:47	IC - Transfer from Inmate to Club A/c	6679840		CJ	-POSTAGE (JOHN BARKER, ESQ.)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.39	\$0.00	\$0.00
20060522 22:30	CN - Canteen	6691763		CJ	-Canteen Date : 20060522	\$0.00	\$0.40	\$0.00	\$0.00
20060526 22:30	CN - Canteen	6722145		CJ	-Canteen Date : 20060526	\$0.00	\$7.80	\$0.00	\$0.00
20060531 12:30	IC - Transfer from Inmate to Club A/c	6730914		CJ	-POSTAGE (JOHN BARTER, ESQ)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.39	\$0.00	\$0.00

DEPARTMENT OF CORRECTION

Inmate Transaction Report

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Commit# : W52145

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Name : GASKINS, TONY, .

Statement From 20060101

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To 20060920

Block : DEPARTMENT DISCIPLINARY UNIT

Cell/Bed : 186 /A

Transaction Date	Type	Receipt #	Check No	Inst Name	Notes	Income	Personal Expense	Savings Income	Savings Expense
20060531 12:31	IC - Transfer from Inmate to Club A/c	6730918		CJ	-POSTAGE (MCLS)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.63	\$0.00	\$0.00
20060531 12:31	IC - Transfer from Inmate to Club A/c	6730919		CJ	-POSTAGE (PATRICIA GARIN, ESQ)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.39	\$0.00	\$0.00
20060531 12:34	IC - Transfer from Inmate to Club A/c	6730934		CJ	-POSTAGE (2 LEGAL)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$1.74	\$0.00	\$0.00
20060602 09:41	ML - Mail	6749989		CJ	-KATRINA GASKINS	\$20.00	\$0.00	\$0.00	\$0.00
20060602 09:41	MA - Maintenance and Administration	6749991		CJ	-Monthly Maintenance and Administration Fee	\$0.00	\$1.00	\$0.00	\$0.00
20060605 22:30	CN - Canteen	6760019		CJ	-Canteen Date : 20060605	\$0.00	\$7.80	\$0.00	\$0.00
20060606 08:52	IC - Transfer from Inmate to Club A/c	6763089		CJ	-POSTAGE (2 LEGAL)-POSTAGE - Z11-POSTAGE - Z11	\$0.00	\$0.39	\$0.00	\$0.00
20060606 17:01	IS - Interest	6769818		CJ		\$0.08	\$0.00	\$0.00	\$0.00
20060612 22:30	CN - Canteen	6815734		CJ	-Canteen Date : 20060612	\$0.00	\$7.80	\$0.00	\$0.00
20060622 09:33	IC - Transfer from Inmate to Club A/c	6872218		CJ	-20% OF \$20 INCOME RECEIVED 6/2/06 - CFF #05-10858-FILING FEE HOLDING ACCOUNT - Z177-FILING FEE HOLDING ACCOUNT - Z177	\$0.00	\$4.00	\$0.00	\$0.00
20060711 16:47	IS - Interest	6967226		CJ		\$0.05	\$0.00	\$0.00	\$0.00
20060801 16:44	IS - Interest	7084495		CJ		\$0.01	\$0.00	\$0.00	\$0.00
20060905 16:52	IS - Interest	7274065		CJ		\$0.01	\$0.00	\$0.00	\$0.00
						\$421.66	\$431.60	\$0.00	\$0.00

Balance as of ending date : Personal Savings
\$2.35 \$0.00

Current Balances :

<u>Personal</u>	<u>Savings</u>	<u>Freeze</u>	<u>Loan</u>	<u>Restitution</u>	<u>Sentence</u>
\$2.35	\$0.00	\$7.08	\$0.00	\$4.77	\$0.00